

Notice of Allowability

Application No.

10/800,368

Applicant(s)

GARVY ET AL.

Examiner

Art Unit

John A. Tweel, Jr.

2612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Interview Summary dated 1/24/07.
2. ☒ The allowed claim(s) is/are 1-4, 6, 7, 9, 16-18, 20-24 and 28.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>1/24/07</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Paul Vargo on 1/16/07.

2. The application has been amended as follows:

- Please replace claim 16 with the following claim:

"16. (Currently Amended) A computer readable medium with software recorded thereon, said software comprising:

first software enabling displaying of selectable identifiers for a plurality of displaced monitoring systems;

second software enabling displaying of status information relative to at least one selected system;

third software enabling an operator to select an ambient condition detector in the at least one selected system and forward a command thereto via a computer network; and

fourth software enabling displaying a walk test control screen."

- Please replace claim 17 with the following claim:

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"17. (Currently Amended) A computer readable medium as in claim 16, which includes:

additional software to enable communication with a selected monitoring system via the Internet."

- Please replace claim 18 with the following claim:

"18: (Currently Amended) A computer readable medium as in claim 17 with the third software including control software to enable establishing an operator specified detector parameter to be forwarded via the Internet to the selected system for installation at the detector."

- Please cancel claim 19.

- Please replace claim 20 with the following claim:

"20. (Currently Amended) A computer readable medium as in claim 18 which includes pre-stored information relative to the selectable monitoring systems."

- Please replace claim 21 with the following claim:

"21. (Currently Amended) A computer readable medium as in claim 20 which includes retrieval software to enable obtaining pre-stored information relative to a selected monitoring system."

- Please replace claim 22 with the following claim:

"22. (Currently Amended) A computer readable medium with software recorded thereon, said software comprising:

first software enabling displaying of selectable identifiers for a plurality of displaced monitoring systems;

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second software enabling displaying of status information relative to at least one selected system;

third software enabling an operator to select an ambient condition detector in the at least one selected system and forward a command thereto via a computer network; and

fourth software enabling displaying of a walk test control screen;

additional software enabling a selected monitoring system to communicate via the Internet;

with the third software including control software to enable establishing an operator specified detector parameter to be forwarded via the Internet to the selected system for installation at the detector;

which includes pre-stored information relative to the selectable monitoring systems;

where the control software enables transmission, via the Internet, of executable programs to at least one selected monitoring system for execution thereat.

- Please replace claim 23 with the following claim:

"23. (Currently Amended) A computer readable medium as in claim 22 when the control software enables transmission of one of data or a program to be installed in a selected ambient condition detector of a selected monitoring system.

- Please replace claim 24 with the following claim:

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"24. (Currently Amended) A computer readable medium as in claim 16 which includes additional software for enabling displaying of images received from an identified, displaced monitoring system."

The following is an examiner's statement of reasons for allowance:

The latest amendment in conjunction with the applicant's remarks submitted 5/25/06 has rendered the claims in condition for allowance. The remaining claims have been judged to obviate over the references Kimmel et al and Farley.

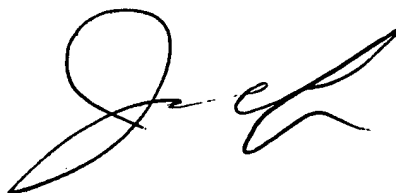
Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John A. Tweel, Jr. whose telephone number is 571 272 2969. The examiner can normally be reached on M-F 10-6:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Horabik can be reached on 571 272 3068. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JAT
1/16/07

A handwritten signature in black ink, appearing to read 'John Tweel', with a stylized, flowing script.

JOHN TWEEL
PRIMARY EXAMINER